

South Carolina Department of Health and Environmental Control
Office of Ocean and Coastal Resource Management
1362 McMillan Avenue, Suite 400
Charleston, South Carolina 29405

and

Charleston District, Army Corps of Engineers
69-A Hagood Avenue
Charleston, South Carolina 29403

July 16, 2013
Joint Permit Application Public Notice
City of Isle of Palms, 1995-10583(13)

The Department has received an application for a permit for the alteration of a critical area. The application was submitted pursuant to the Coastal Zone Management Act (Act 123) of 1977 South Carolina General Assembly. The application in brief, is described as follows:

LOCATION: On and adjacent to Atlantic Intracoastal Waterway at 50 41st Ave, Tidal Wave Water Sports Dock leased by the Isle of Palms, Charleston County, South Carolina. TMS: 571-08-00-007.

WORK: The work as proposed consists of making modifications at a public community dock. The applicant seeks to remove an existing dock and construct a new 10' x 10' fixed platform with handrails, adjacent to the existing bulkhead. Adjacent to the new platform, the applicant seeks to build a 6' x 100' walkway leading to a covered 24' x 24' pierhead, with benches. Channelward of the pierhead, a 4' x 40' aluminum ramp will access a 10' x 16' gangway floating dock and a 10' x 80' floating dock. The work as described is to improve operations, berthing and navigational safety at a public marina. **PLEASE**
NOTE: The Operations & Maintenance Manual for this project is available for review at the Charleston OCRM office.

This public notice is being distributed to all known interested persons and agencies to assist in developing facts on which a decision by the Department can be based. Comments concerning the proposed work must be submitted in writing, setting forth sufficient detail to furnish a clear understanding of the reasons for support or opposition.

Comments regarding this application must be received by the Department on or before **August 15, 2013**. For more information, please contact **Steve Brooks** at **843-953-0235** or via email at **brookss@dhec.sc.gov**.

NOTE: Plans depicting the proposed work are available and will be provided upon receipt of a written request or may be viewed on the Department website at **www.scdhec.gov/environment/ocrm/public_notice.htm**.

JOINT PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS

69A Hagood Avenue

Charleston, South Carolina 29403-5107

And the

S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT

1362 McMillan Avenue, Suite 400

Charleston, South Carolina 29405

REGULATORY DIVISION

Refer to: P/N #1995-10583 (13) (mk/a 95-1D-093) Modification

12 July 2013

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Section 401 of the Clean Water Act (33 U.S.C. 1341), and the South Carolina Coastal Zone Management Act (48-39-10 et seq.), an application has been submitted to the Department of the Army and the South Carolina Department of Health and Environmental Control by

CITY OF THE ISLE OF PALMS

1207 PALM BOULEVARD

ISLE OF PALMS, SC 29451

for the modification of an existing permit for a public community dock on

THE ATLANTIC INTRACOASTAL WATERWAY

at the end of 41st Avenue at the Isle of Palms Marina in the City of Isle of Palms, Charleston County, South Carolina (Latitude 32.8061 North, Longitude -79.7614 West)

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by the Corps until

15 Days from the Date of this Notice,

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work is a modification of an issued permit and consists of removing an existing dock and constructing a 10' x 10' fixed platform with a handrail adjacent to the existing bulkhead, a 6' x 100' walkway leading to a 24' x 24' covered pierhead with a 4' x 40' aluminum gangway leading to a 10' x 80' floating dock with a 10' x 16' gangway landing. The purpose of the proposed project is to replace an existing dock to improve operations, berthing and navigational safety at a public marina.

REGULATORY DIVISION

Refer to: P/N #1995-10583 (f/k/a 95-1D-093) Modification

12 July 2013

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 29403-5107**

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards (Section 401 of the Clean Water Act). The District Engineer will not process this application to a conclusion until such certification is received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review. Persons wishing to comment or object to Water Quality Certification must submit all comments in writing to the S.C. Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact 0.03 acres of estuarine substrates utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined that the project will have no effect on any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request to the U.S. Fish and Wildlife Service and the National Marine Fisheries Service for any additional information they may have on whether any listed or proposed endangered or threatened species or designated or proposed critical habitat may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

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12 July 2013

In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office to provide any information it may have with regard to historic and cultural resources.

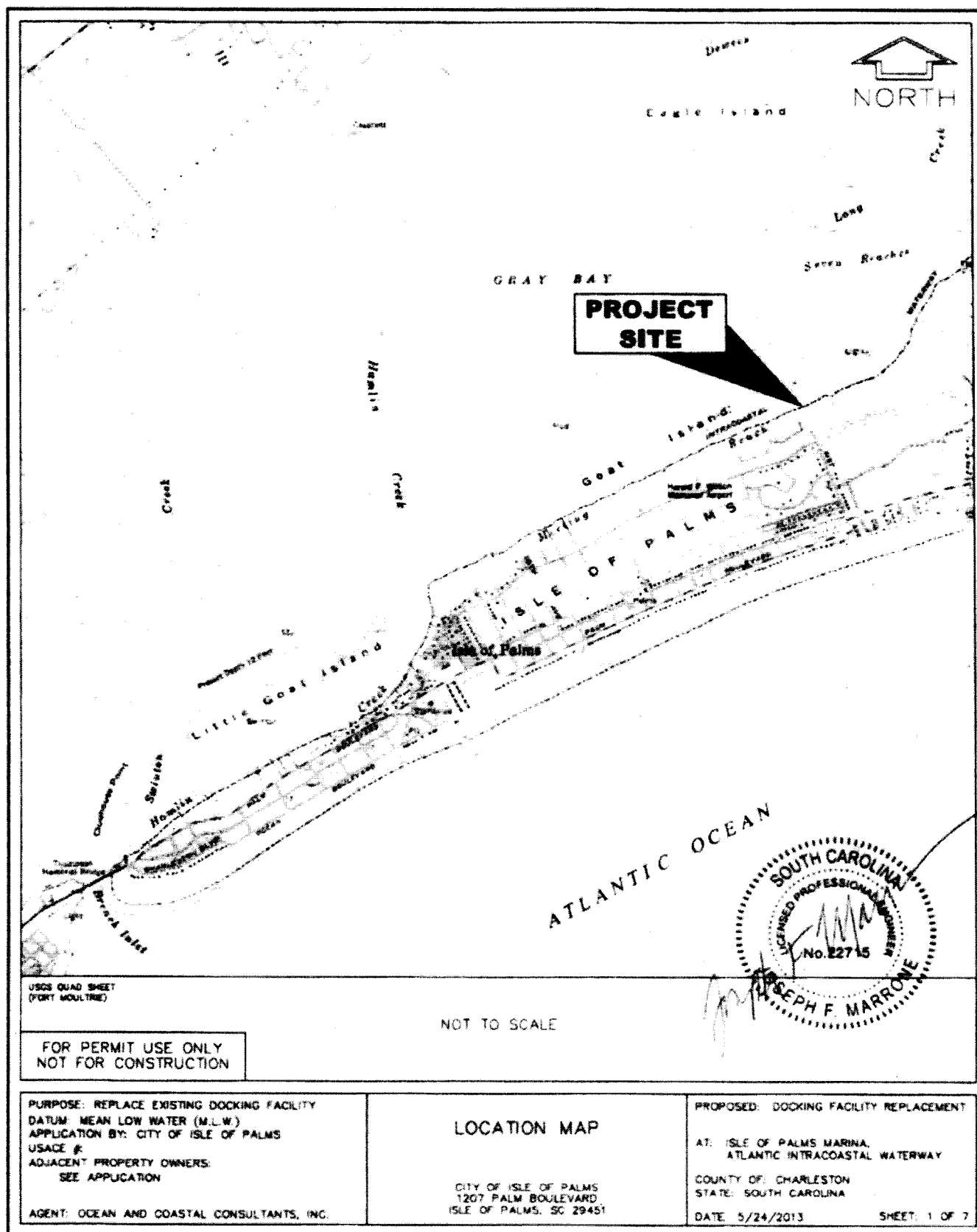
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof, among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

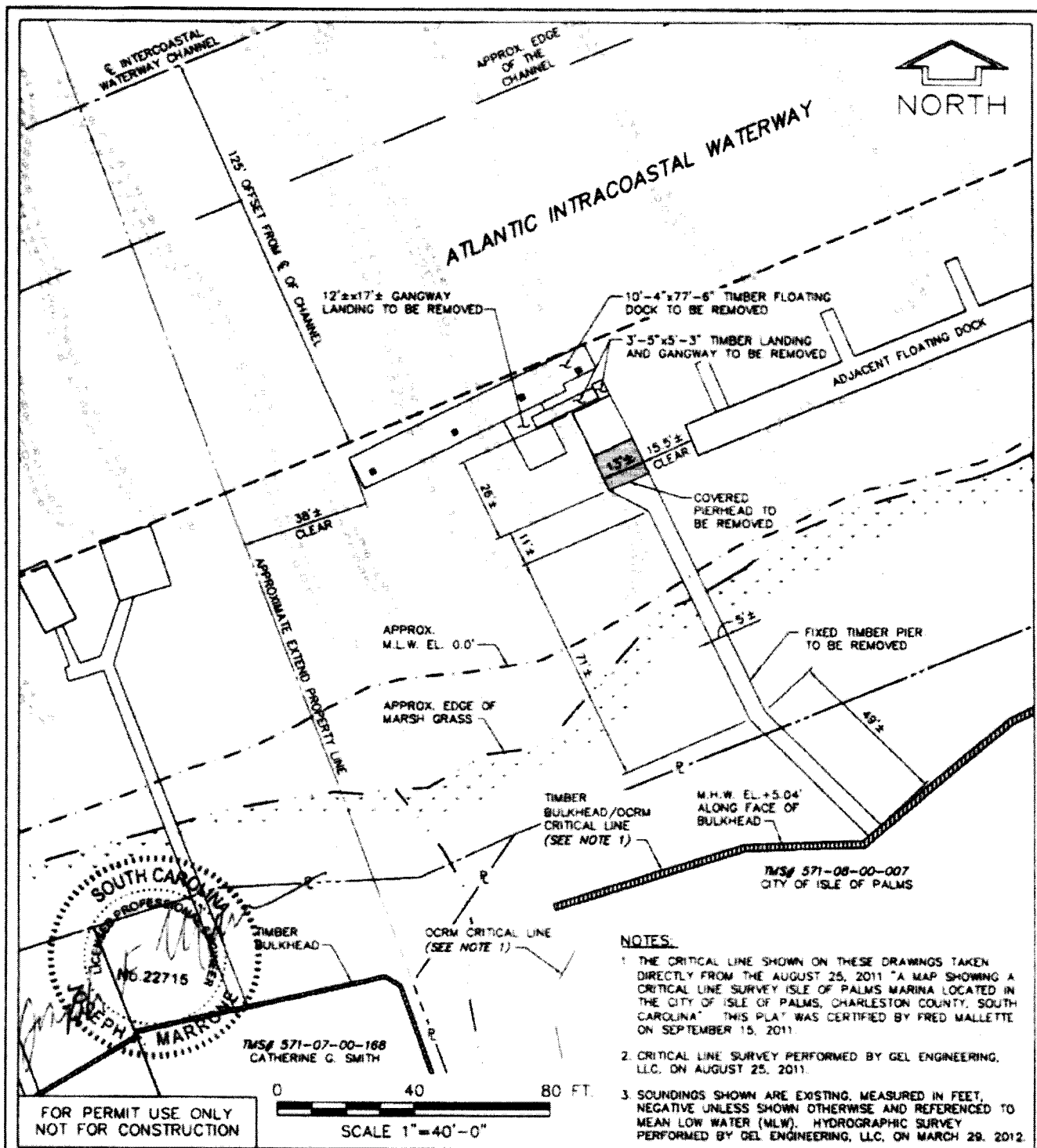
The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes, and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact David Chamberlain at 843-329-8044 or toll free at 1-866-329-8187.

Steve Brooks
SCDHEC - OCRM
Project Manager
843-953-0235



1995-10583(13)



PURPOSE: REPLACE EXISTING DOCKING FACILITY
 DATUM: MEAN LOW WATER (M.L.W.)
 APPLICATION BY: CITY OF ISLE OF PALMS
 USACE #:
 ADJACENT PROPERTY OWNERS:
 SEE APPLICATION
 AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

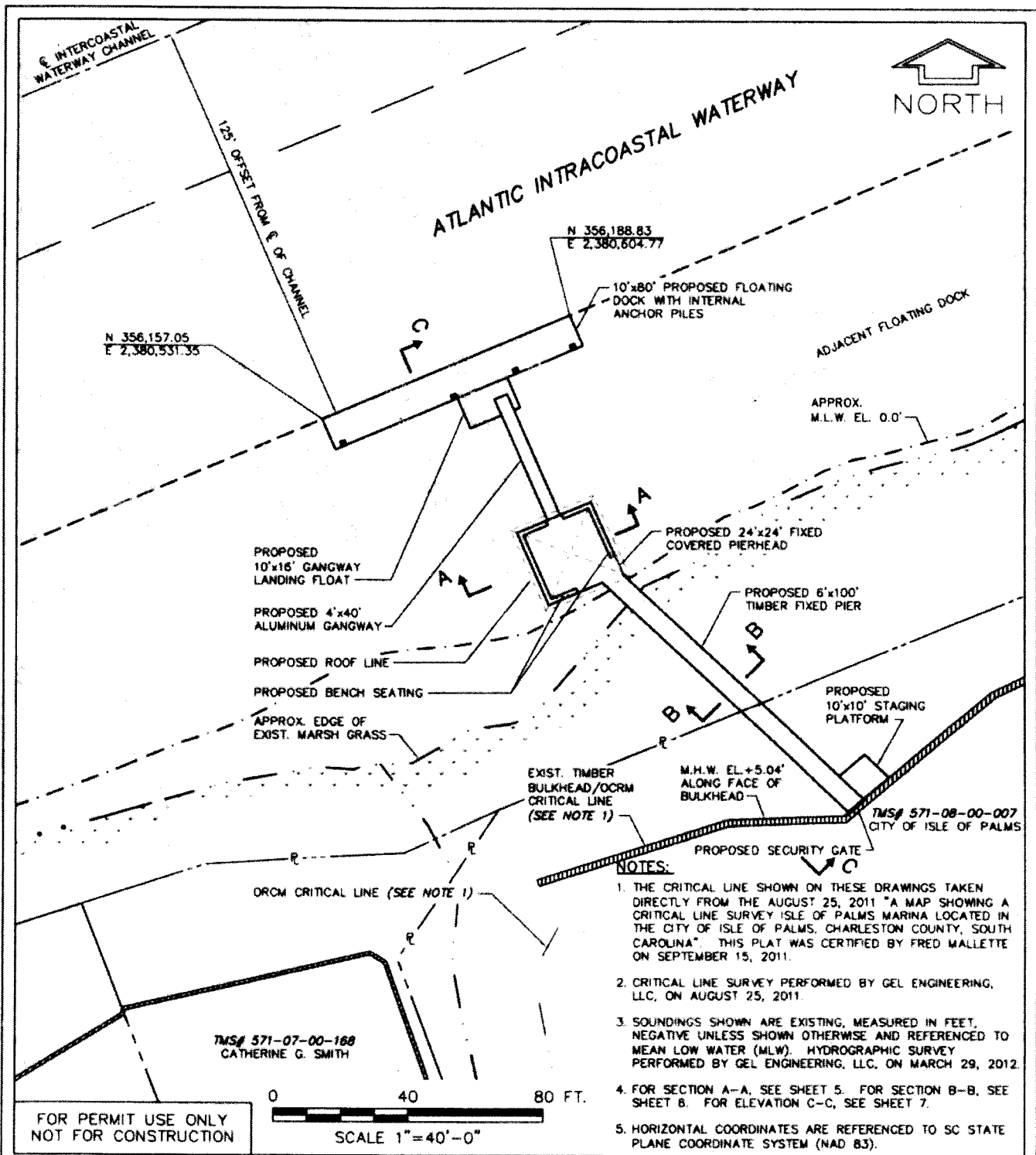
EXISTING CONDITIONS AND DEMOLITION PLAN

CITY OF ISLE OF PALMS
 1207 PALM BOULEVARD
 ISLE OF PALMS, SC 29451

PROPOSED: DOCKING FACILITY REPLACEMENT

AT: ISLE OF PALMS MARINA,
 ATLANTIC INTRACOASTAL WATERWAY
 COUNTY OF: CHARLESTON
 STATE: SOUTH CAROLINA
 DATE: 5/24/2013 SHEET: 2 OF 7

1995-10583(13)



PURPOSE: REPLACE EXISTING DOCKING FACILITY
 DATUM: MEAN LOW WATER (M.L.W.)
 APPLICATION BY: CITY OF ISLE OF PALMS
 USAGE #:
 ADJACENT PROPERTY OWNERS:
 SEE APPLICATION
 AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

PROPOSED IMPROVEMENTS PLAN

CITY OF ISLE OF PALMS
 1207 PALM BOULEVARD
 ISLE OF PALMS, SC 29451

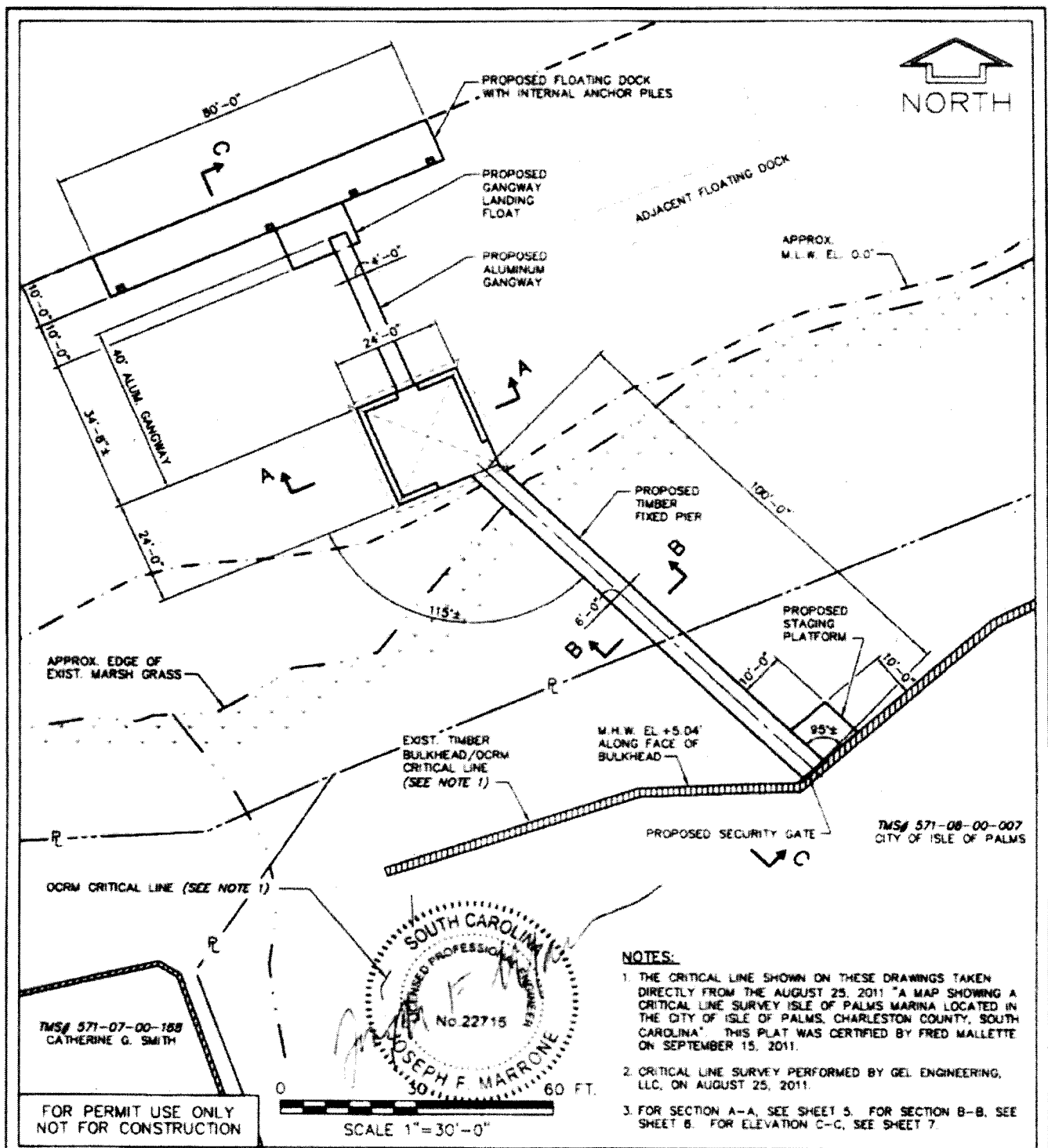
PROPOSED: DOCKING FACILITY REPLACEMENT

AT: ISLE OF PALMS MARINA,
 ATLANTIC INTRACOASTAL WATERWAY

COUNTY OF: CHARLESTON
 STATE: SOUTH CAROLINA

DATE: 7/9/2013 (REVISED) SHEET: 3 OF 7

1995-10583(13)



PURPOSE: REPLACE EXISTING DOCKING FACILITY
 DATUM: MEAN LOW WATER (M.L.W.)
 APPLICATION BY: CITY OF ISLE OF PALMS
 USAGE #:
 ADJACENT PROPERTY OWNERS:
 SEE APPLICATION
 AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

PROPOSED DOCK REPLACEMENT PLAN

CITY OF ISLE OF PALMS
 1207 PALM BOULEVARD
 ISLE OF PALMS, SC 29451

PROPOSED: DOCKING FACILITY REPLACEMENT

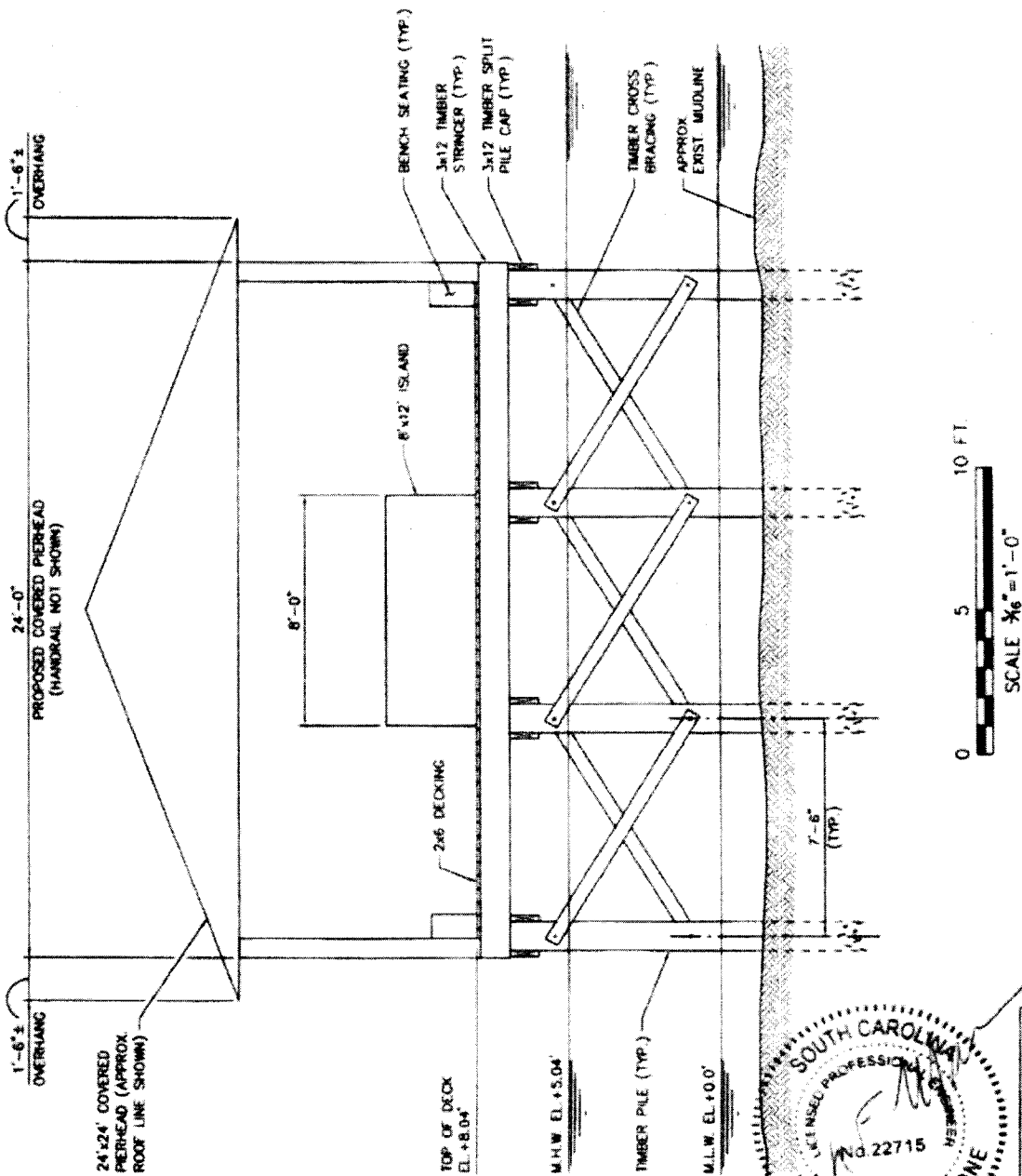
AT: ISLE OF PALMS MARINA,
 ATLANTIC INTRACOASTAL WATERWAY

COUNTY OF: CHARLESTON
 STATE: SOUTH CAROLINA

DATE: 5/24/2013

SHEET: 4 OF 7

1995-10583(13)



FOR PERMIT USE ONLY
NOT FOR CONSTRUCTION

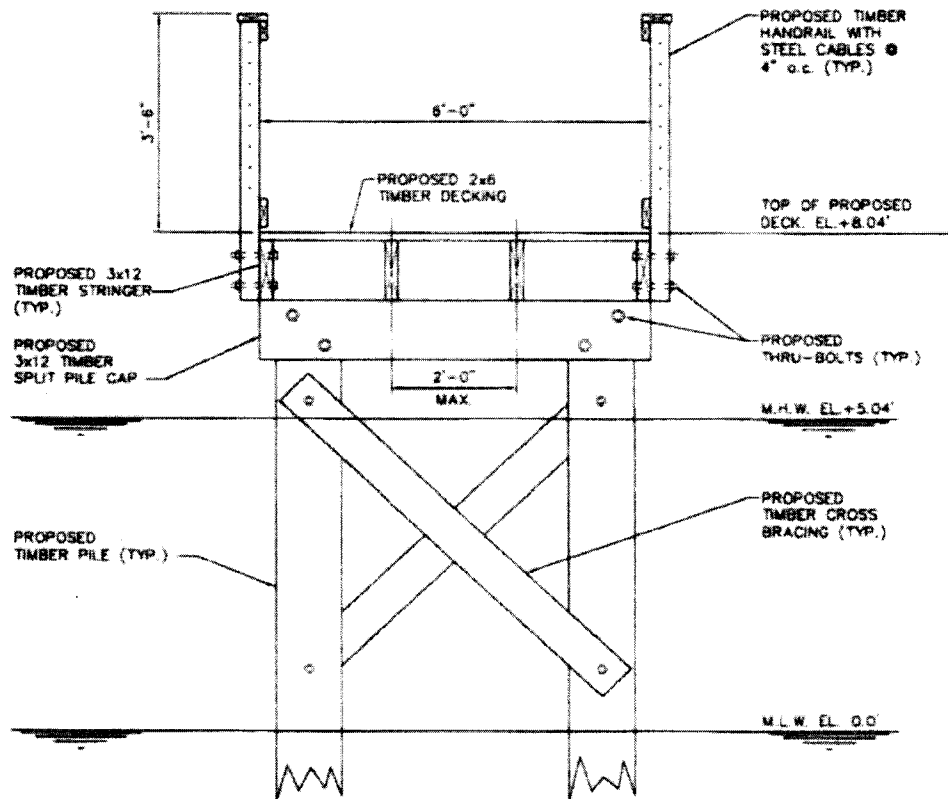
PURPOSE: REPLACE EXISTING DOCKING FACILITY
DATUM: MEAN LOW WATER (M.L.W.)
APPLICATION BY: CITY OF ISLE OF PALMS
USACE #:
ADJACENT PROPERTY OWNERS:
SEE APPLICATION
AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

SECTION A-A

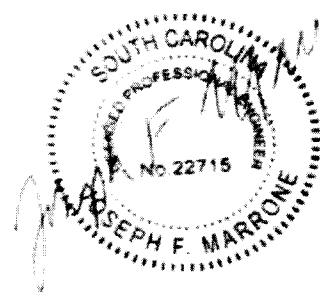
CITY OF ISLE OF PALMS
1207 PALM BOULEVARD
ISLE OF PALMS, SC 29451

PROPOSED: DOCKING FACILITY REPLACEMENT
AT: ISLE OF PALMS MARINA,
ATLANTIC INTRACOASTAL WATERWAY
COUNTY OF CHARLESTON
STATE: SOUTH CAROLINA
DATE: 5/24/2013 SHEET: 5 OF 7

1995-10882(13)



0 1 2 3 4 5 FT.
SCALE $\frac{3}{8}" = 1'-0"$



FOR PERMIT USE ONLY
NOT FOR CONSTRUCTION

PURPOSE: REPLACE EXISTING DOCKING FACILITY
DATUM: MEAN LOW WATER (M.L.W.)
APPLICATION BY: CITY OF ISLE OF PALMS
USACE #
ADJACENT PROPERTY OWNERS:
SEE APPLICATION
AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

SECTION B-B

CITY OF ISLE OF PALMS
1207 PALM BOULEVARD
ISLE OF PALMS, SC 29451

PROPOSED: DOCKING FACILITY REPLACEMENT

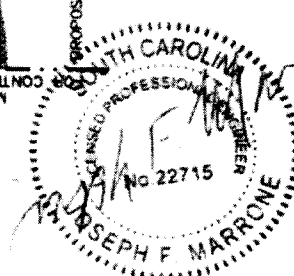
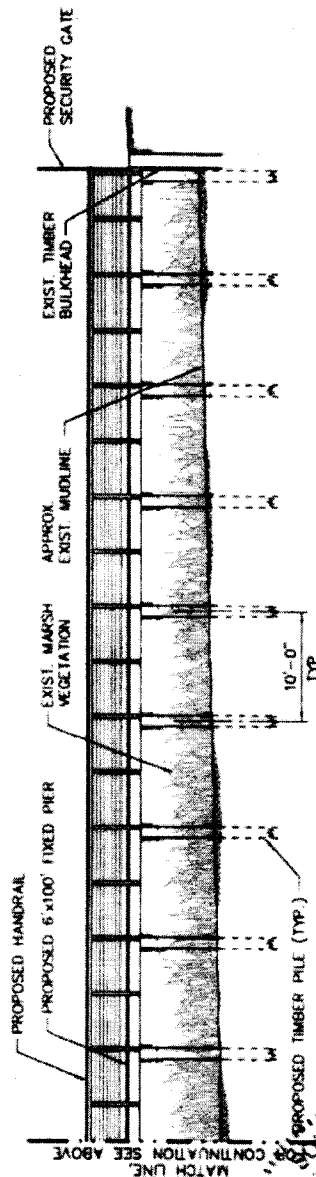
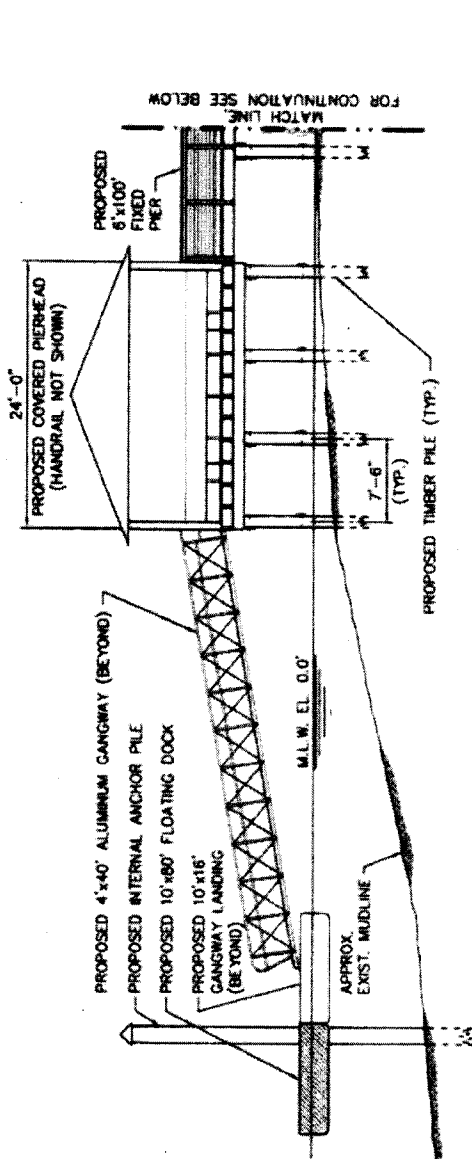
AT: ISLE OF PALMS MARINA,
ATLANTIC INTRACOASTAL WATERWAY

COUNTY OF CHARLESTON
STATE: SOUTH CAROLINA

DATE: 5/24/2013

SHEET: 6 OF 7

1995-10582(13)



FOR PERMIT USE ONLY
NOT FOR CONSTRUCTION

PURPOSE: REPLACE EXISTING DOCKING FACILITY
DATUM: MEAN LOW WATER (M.L.W.)
APPLICATION BY: CITY OF ISLE OF PALMS
USAGE #:
ADJACENT PROPERTY OWNERS:
SEE APPLICATION
AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

DEVELOPED ELEVATION C-C

CITY OF ISLE OF PALMS
1207 PALM BOULEVARD
ISLE OF PALMS, SC 29451

PROPOSED: DOCKING FACILITY REPLACEMENT
AT: ISLE OF PALMS MARINA,
ATLANTIC INTRACOASTAL WATERWAY
COUNTY OF: CHARLESTON
STATE: SOUTH CAROLINA
DATE: 5/24/2013
SHEET: 7 OF 7

1995-10683(13